

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s) : Paek et al. Customer No. : 21003
Serial No. : 09/831,215 Confirmation No. : 1453
Filed : 02/19/2004 Group Art Unit : 2624
Examiner : Yosef Kassa
For : Image Description System And Method

PETITION UNDER 37 C.F.R. § 1.28(c)

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicants hereby petition for the acceptance of a deficiency payment pursuant to 37 C.F.R. § 1.28(c) in the amount of \$5159.00.

Applicants have discovered that the above identified patent application was filed with an erroneous claim of small entity status and that they have erroneously paid, without deceptive intent, the following fees at the applicable small entity rates:

| Type of Fee Erroneously Paid as small entity | Small Entity Fee Actually Paid | Date of Payment | Current Fee | Deficiency Amount Owed |
|--|--------------------------------------|--------------------|-------------|---------------------------|
| International preliminary Examination Fee | \$345.00 | 05/04/2001 | \$800.00 | \$455.00 |
| Total Claims Fee | \$396.00 | 05/04/2001 | \$2200.00 | \$1804.00 |
| Multiple Dependent Claims Fee | \$135.00 | 05/04/2001 | \$360.00 | \$225.00 |
| Four Month Extension of Time | \$720.00 | 05/28/2002 | \$1590.00 | \$870.00 |
| Oath or declaration surcharge | \$65.00 | 05/28/2002 | \$130.00 | \$65.00 |

| | | | | |
|---------------------------------|----------|------------|------------------|----------|
| Four Month Extension of Time | \$720.00 | 07/10/2003 | \$1590.00 | \$870.00 |
| Four Month Extension of Time | \$720.00 | 02/17/2004 | \$1590.00 | \$870.00 |
| Total Deficiency Owed | | | \$5159.00 | |

Therefore, applicants have enclosed a check in the amount of \$5159.00 for the deficiency payment as required by 37 C.F.R. § 1.28(c)(2). Additionally, applicants have enclosed a request for change of entity status pursuant to C.F.R. § 1.27(g)(2).

Applicants believe no additional fee is due in connection with this petition. If any fee is due, or if any overpayment has been made, the Commissioner is authorized to charge any such fee or credit any overpayment, to our Deposit Account No. 02-4377.

Respectfully submitted,

BAKER BOTTS L.L.P.

February 15, 2007

Date


Paul A. Ragusa
Patent Office Reg. No. 38,587

30 Rockefeller Plaza
44th Floor
New York, NY 10012-4498
Attorney for Applicant(s)
212-408-2500